

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

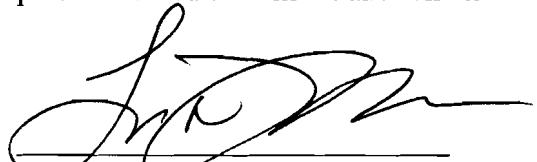
WILLIAM G. SOHNGEN, ET AL,)	
)	
v.)	Civil Action No. 04 - 1407
)	Judge Joy Flowers Conti
HOME DEPOT USA, INC, ET AL,)	Magistrate Judge Lenihan
)	
)	

ORDER

The above captioned case was assigned to Magistrate Judge Lisa Pupo Lenihan for all pretrial proceedings. These proceedings are now complete and the case is ready to be returned to the District Court Judge so that a final pretrial order might be entered and a trial date established. The parties, however, may consent to proceed to trial before this Magistrate Judge. Consenting may result in a more immediate trial date than if the case were returned to the District Court Judge. Therefore;

IT IS ORDERED this 11TH day of October, 2006, that if the parties wish to consent before this Magistrate Judge, they shall complete the attached form and file it with the Clerk of Court no later than October 31, 2006. The Court notes that **ALL** parties must consent before the document is filed.

IT IS FURTHER ORDERED that if any party **DOES NOT** wish to consent, the parties shall file a joint stipulation requesting the case be returned to the District Judge no later than October 31, 2006. This stipulation **SHOULD NOT** indicate which parties wished to consent and which did not.


Magistrate Judge Lisa Pupo Lenihan

cc: Counsel of record

UNITED STATES DISTRICT COURT

WESTERN

District of

PENNSYLVANIA

WILLIAM G. SONGHEN, ET AL.

V.

HOME DEPOT USA, INC., ET AL.,

NOTICE, CONSENT, AND ORDER OF REFERENCE —
EXERCISE OF JURISDICTION BY A UNITED STATES
MAGISTRATE JUDGE

Case Number: **CIVIL ACTION NO. 04-1407**

**NOTICE OF AVAILABILITY OF A UNITED STATES MAGISTRATE JUDGE
TO EXERCISE JURISDICTION**

In accordance with the provisions of 28 U.S.C. §636(c), and Fed.R.Civ.P. 73, you are notified that a United States magistrate judge of this district court is available to conduct any or all proceedings in this case including a jury or nonjury trial, and to order the entry of a final judgment. Exercise of this jurisdiction by a magistrate judge is, however, permitted only if all parties voluntarily consent.

You may, without adverse substantive consequences, withhold your consent, but this will prevent the court's jurisdiction from being exercised by a magistrate judge. If any party withholds consent, the identity of the parties consenting or withholding consent will not be communicated to any magistrate judge or to the district judge to whom the case has been assigned.

An appeal from a judgment entered by a magistrate judge shall be taken directly to the United States court of appeals for this judicial circuit in the same manner as an appeal from any other judgment of this district court.

CONSENT TO THE EXERCISE OF JURISDICTION BY A UNITED STATES MAGISTRATE JUDGE

In accordance with provisions of 28 U.S.C. §636(c) and Fed.R.Civ.P. 73, the parties in this case consent to have a United States magistrate judge conduct any and all proceedings in this case, including the trial, order the entry of a final judgment, and conduct all post-judgment proceedings.

Party Represented

Signatures

Date

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

ORDER OF REFERENCE

IT IS ORDERED that this case be referred to _____
United States Magistrate Judge, to conduct all proceedings and order the entry of judgment in accordance with 28 U.S.C. §636(c) and Fed.R.Civ.P. 73.

Date

United States District Judge

NOTE: RETURN THIS FORM TO THE CLERK OF THE COURT ONLY IF ALL PARTIES HAVE CONSENTED
ON THIS FORM TO THE EXERCISE OF JURISDICTION BY A UNITED STATES MAGISTRATE JUDGE.